IN RE: PETITION FOR RESIDENTIAL

ZONING VARIANCE

SE/S Pineview Place, 200 ft.

SE of c/l Grantwood Road

808 Pineview Place 15th Election District 5th Councilmanic District

George Kasch, et ux

Petitioners

* BEFORE THE

* ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* Case No. 96-150-A

*

* * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by George Kasch and Lynn Ann Kasch, his wife, for that property known as 808 Pineview Place in the Grantleigh subdivision of Baltimore County. The Petitioners/property owners herein seek a variance from Section 400.1 of the Baltimore County Zoning Regulations (BCZR) to permit an accessory structure (carport) to be located in the side yard in lieu of the required rear yard, in a D.R.1 zone. The property and relief sought are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should, therefore, be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of

ONDER PROTIVED JOH FILING
Dato
By A MARCHANG

Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

- 1. The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.
- 2. The carport shall remain open on the three exposed sides and shall not be enclosed at any time.
- 3. When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

LAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County

LES:mmn

Baltimore County Government Zoning Commissioner Office of Planning and Zoning



Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

November 7, 1995

Mr. and Mrs. George Kasch 808 Pineview Place Baltimore, Maryland 21220

> RE: Petition for Administrative Variance Case No. 96-150-A Property: 808 Pineview Place

Dear Mr. and Mrs. Kasch:

Enclosed please find the decision rendered in the above captioned case. The Petition for Administrative Variance has been granted, with restrictions, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3391.

Very truly yours,

Lawrence E. Schmidt

Zoning Commissioner

LES:mmn encl.

Printed with Soybean Ink



Petition for Administrative Variance

96-150-A to the Zoning Commissioner of Baltimore County

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached

the undersigned, legal owner(s) of the property status and made a part hereof, hereby petition for a Variance from Section(s) 400.1; BCZR TO PERMIT AN ACCESSORY STRUCTURE (CORPORT) TO BE LOCATED IN THE SIDE

for the property located at

YARD IN LIEU OF THE REGULED REAR

This Petition shall be filed with the Office of Zoning Administration & Development Management.

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_											Zoning C	amm	issioner /	of Baitimor	e County	

Affidavit in support of %-150-A Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.
That the Affiant(s) does/do presently reside at 808 Pineverus Place.
address
State 21220.
That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty)
UNAble to build carport on Existing concrete 5/16 due
UNAble to build carport on Existing concrete 5/16 due to 15' side set back resulation
That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information.
(type or print riame) Lynn Unn Kasch (type for print riame)
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:
I HEREBY CERTIFY, this
Leorge Kasch & Lynn a Kasch
the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal.
date NOTARY PUBLIC My Commission Expires: 10-1-99
date NOTARY PUBLIC
My Commission Expires: 10-1-49
157

And Good Resident

ZONING DESCRIPTION

Zoning descripition for 808 Pineves Place 96-150-A

Beginning at a point on the south east side of Pineveiw Place which is 40' wide at the distance of 200' south west of the centerline of the nearest improved intersecting street Grantwood Road which is 40' wide. Being lot #36-37, block section #1 in the subdivision of Grantleigh as recorded in the Baltimore County Plat Book # C.W.B.JR., folio # 84, containing 15,000 sq.ft. . Also known as 808 Pineveew Place and located in the 15 Election District, 5 Councilmanic District.

ITEM NO.:_

501

For newspaper advertising:

Location: 808 PINEVER PLACE

PLEASE FORWARD ADVERTISING BILL TO:

NAME: HJER CONTRACTORS INC.

ADDRESS: f.o. Box 15453 Baltinose MD 21220

Petitioner: George & Lynn ANN KASCH

PHONE NUMBER: 391-6811

Printed with Soybean Ink on Recycled Paper

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

DATE 1C-11-95

ACCOUNT POOL 85.

RECEIVED GEORGE KASCH 808 PINEVIEW
FROM:
FROM:

POSTING (010)

DEGREE CORRECT FOR:

DEGREE CORRECT SOLUTION SOLUTION SIGNATURE OF CASHIER
WHITE-CASHIER PINK-AGENCY VELLOW-CUSTOMER

NO.

96-150-A

RECEIVED BS.

96-150-A

RECEIVED BS.

96-150-A

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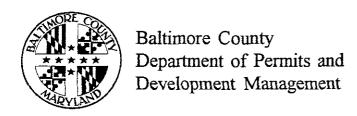
90-150-A

RECEIVED BS.

90-150-

96-150-A

12



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

October 27, 1995

NOTICE OF CASE NUMBER ASSIGNMENT

Re:

CASE NUMBER: 96-150-A (Item 157)

808 Pineview Place

SE/S Pineview Place, 200' SE of c/l Grantwood Road

15th Election District - 5th Councilmanic Legal Owner: George Kasch and Lynn Ann Kasch

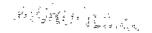
Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

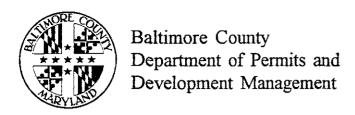
- 1) Your property will be posted on or before October 22, 1995. The closing date (November 6, 1995) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.
- 2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).
- 3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Arnold Jablon Director

cc: George and Lynn Kasch





Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

October 31, 1995

Mr. and Mrs. George Kasch 808 Pineview Place Baltimore, Maryland 21220

RE: Item No.: 157

Case No.: 96-150-A

Petitioner: G. Kasch, et ux

Dear Mr. and Mrs. Kasch:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on October 11, 1995.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

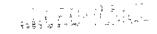
If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Joyce Watson in the zoning office (887-3391).

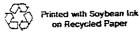
Sincerely,

W. Carl Richards, Jr.

Zoning Supervisor

WCR/jw
Attachment(s)





BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

DATE: Oct. 30, 1995 TO: Arnold Jablon, Director Zoning Administration and Development Management

Robert W. Bowling, P.E., Chief Development Plans Review

Zoning Advisory Committee Meeting for October 30, 1995 Items 156, 157, 159 and 160 RE:

The Development Plans Review Division has reviewed the subject zoning items and we have no comments.

RWB:sw



David L. Winstead Secretary Hal Kassoff Administrator

Ms. Joyce Watson Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE:

Baltimore County Item No. 157 (JCM)

Dear Ms. Watson:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

Ronald Burns, Chief

Engineering Access Permits

BS/es

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: October 23, 1995

TO:

Arnold Jablon, Director

Permits and Development

Management

FROM:

Pat Keller, Director

Office of Planning

SUBJECT:

Petitions from Zoning Advisory Committee

The Office of Planning has no comments on the following petition(s):

Caryl-lemo

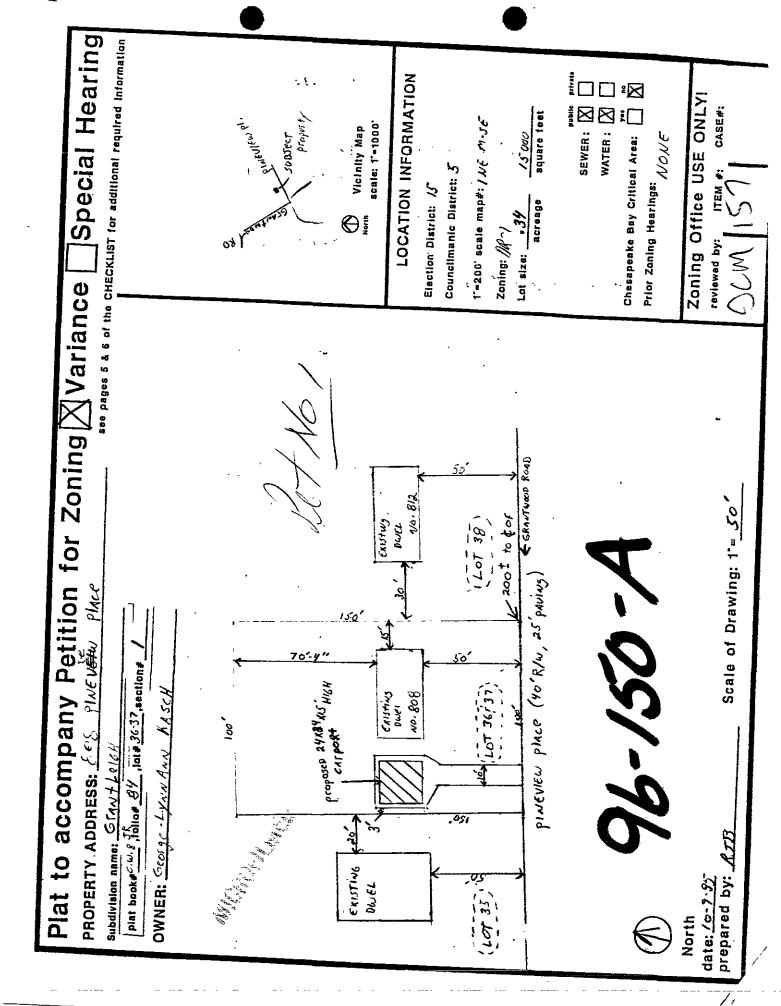
Item Nos. 133, 157, 158, 159, and 160

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3480.

Prepared by:

Division Chief:

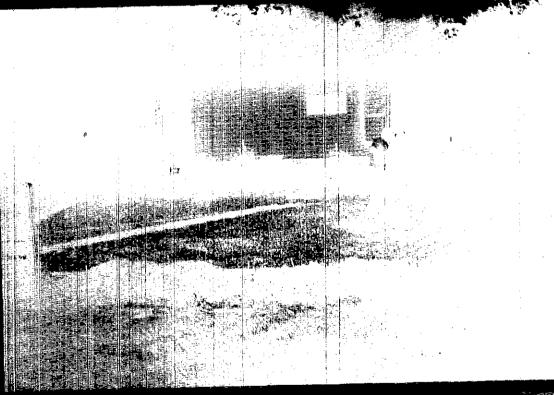
PK/JL



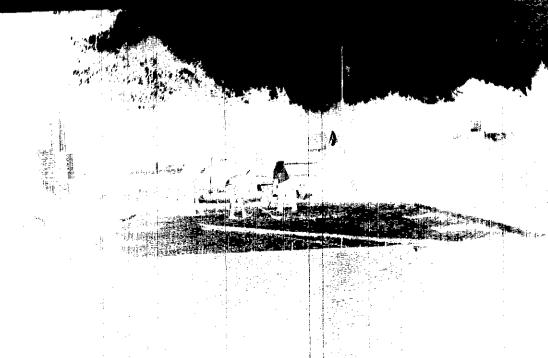
96-150-A



Front



Right-Side



Kear

VENABLE, BAETJER AND HOWARD, LLP Including professional corporations

ITTORNEYS AT LAW

Towson, Maryland 21285-5517 (410) 494-6200, Fax (410) 821-0147 210 Allegheny Avenue Post Office Box 5517

OFFICES IN

Writer's Direct Number (410) 494-6201 WASHINGTON, D. MARYLAND VIRGINIA

The War CHECK MON. A Viorprian 人 ならから ちゅうし

Company

October 23, 1995

Via Hand Delivery

Department of Permits and Development Management 111 West Chesapeake Avenue Towson, Maryland 21204 County Office Building Arnold Jablon, Director

Located at Woodlawn Drive and Summit Avenue, Zoning Verification of Clarke Manor Apartments Plat Reference: 5/44, Deed Reference: 5204/295 2/0203370574 2/0203370578 Property Tax Account Nos.: 2/0203370570 2/0203370577 Tax Map No. 88, Grid 20, Parcel 391 Baltimore County, Maryland Re:

Dear Mr. Jablon:

In connection with the proposed financing on the above-referenced property, I request on behalf of the lender a zoning verification letter from your office regarding Clarke Manor Apartments. A copy of the record plat as well as the zoning map are enclosed for your reference. I would appreciate it if your letter would indicate the following information:

Zoning classification and verification of the property shown on the enclosed plat; DR. 16 mindings By Guercases Particle IB or Berk.

IN RE: PETITION FOR RESIDENTIAL

* BEFORE THE * ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* Case No. 96-150-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by George Kasch and Lynn Ann Kasch, his wife, for that property known as 808 Pineview Place in the Grantleigh subdivision of Baltimore County. The Petitioners/property owners herein seek a variance from Section 400.1 of the Baltimore County Zoning Regulations (BCZR) to permit an accessory structure (carport) to be located in the side yard in lieu of the required rear yard, in a D.R.1 zone. The property and relief sought are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should, therefore, be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of

Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this Stage of November, 1995 that the Petition for a Zoning Variance from Section 400.1 of the Baltimore County Zoning Regulations (BCZR) to permit an accessory structure (carport) to be located in the side yard in lieu of the required rear yard, in a D.R.1 zone, be and is hereby GRANTED, subject, however, to the following restrictions:

> 1. The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

> 2. The carport shall remain open on the three exposed sides and shall not be enclosed at any

3. When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

> Zoning Commissioner for Baltimore County

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

November 7, 1995

Mr. and Mrs. George Kasch 808 Pineview Place Baltimore, Maryland 21220

> RE: Petition for Administrative Variance Case No. 96-150-A Property: 808 Pineview Place

Dear Mr. and Mrs. Kasch:

Enclosed please find the decision rendered in the above captioned case. The Petition for Administrative Variance has been granted, with restrictions, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3391.

> Very truly yours, Zoning Commissioner

LES:mmn

Printed with Soybean link

t/We do solemnly declare and affirm, under the penalties of perjury, that t/we are the

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

This Petition shall be flied with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached

of the Zoning Regulations of Baltimere County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or

I, or wa, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to

be bound by the zoning regulations and restrictions of Baltimore C unty adopted pursuant to the Zoning Law for Baltimore County.

"UNABLE to build carport on Existing concrete duc

The undersigned, legal owner(s) of the property shade in Dominion of the undersigned, legal owner(s) of the property shade in Dominion of the undersigned, legal owner(s) of the property shade in Dominion of the undersigned, legal owner(s) of the property shade in Dominion of the undersigned, legal owner(s) of the property shade in Dominion of the undersigned in the unders

AN ACCESSORY STRUCTURE (CARPORT) TO BE LOCATED IN THE SIDE

which is presently zoned DR

for the property located at

YARD IN LIEU OF THE REGULES REAR

to 15' side set back sesulation

Property is to be posted and advertised as prescribed by Zoning Regulations.

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: places hadely or practice afficially;

UNABLE to build carport on Existing concrete 5/16 due to 15' side set back segulation

the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiants(s), and made onth in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/ber/their knowledge and belief.

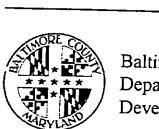
ZONING DESCRIPTION

Beginning at a point on the south east side of Pinevelw Place which is 40' wide at the distance of 200' south west of the centerline of the nearest improved intersecting street Grantwood Road which is 40' wide. Being lot #36-37, block 808, section #1 in the subdivision of Grantleigh as recorded in the Baltimore County Plat Book # C.W.B.JR., folio # 84, containing 15,000 sq.ft. . Also known as 808 Pinevelw Place and located in the 15 Election District, 5 Councilmanic District.

For newspaper advertising: Item No.: Petitioner: George & Lynn ANN KASCh Location: 808 PINEVERN PLACE PLEASE FORWARD ADVERTISING BILL TO: NAME: HJER CONTractors INC. ADDRESS: P.O. Box 15453 Baltinose, MD 21220 PHONE NUMBER: 391-681/

Printed with Soybean Ink on Recycled Paper

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT 01A01#0511#ICHRC BA C002:12PM10-11-95 VALIDATION OR SIGNATURE OF CASHIER



Department of Permits and Development Management

Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

NOTICE OF CASE NUMBER ASSIGNMENT

CASE NUMBER: 96-150-A (Item 157) 808 Pineview Place SE/S Pineview Place, 200' SE of c/l Grantwood Road 15th Election District - 5th Councilmanic Legal Owner: George Kasch and Lynn Ann Kasch

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before October 22, 1995. The closing date (November 6, 1995) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.

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Arnold Jablon

Affidavit in support of %-150-A
Administrative Variance

WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

